

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gregory J. Balint

Application No.: 10/506,852

Filed: 09/03/2004

Group No.: 1791

Examiner: Huson, Monica Anne

Conf. No.: 4654

For: MULTI-COLOR INJECTION MOLDED DOOR PANEL AND PROCESS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION FOR CORRECTION OF PRIORITY CLAIM

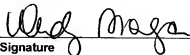
Applicants hereby request correction of the records for the above mentioned application to recognize the proper claim of the priority date of June 24, 2003, including correcting the BIB DATA SHEET and the Notice of Acceptance of application under 35 U.S.C. §371 and 37 C.F.R. 1.495.

The above mentioned application was filed as a 371 application on September 4, 2004 claiming priority from PCT/US/20257. A claim of priority was made at the time of filing of the application in three different manners. A substitute specification was submitted with a cross reference to both the PCT application and the provisional application no. 60/480,966, filed June 2003 in which a claim to priority to both applications was made. The Declaration and Power of Attorney filed with the application claimed priority to the provisional application and on page 2 claimed priority to the PCT application. The Application Data Sheet on page 3 disclosed that priority was being claimed from both the PCT and the provisional application and identified the application numbers and the filing dates thereof. The copy of the original PCT Request contained a proper claim of priority to the provisional application on page 3, which was filed at the same time the application was filed.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being sent via EFS to USPTO.GOV:

Date: 2-23-10


Signature

Wendy Morgan
(type or print name of person certifying)

According to 37 C.F.R. 1.78 a claim of priority is timely made if made no later than 4 months after the 371 filing date (37 C.F.R. 1.78 (a)(2)(iii)). A claim of priority is properly made if reference to priority is made in the application data sheet or the specification is amended to contain the reference in the first sentence follow in the title. (37 C.F.R. 1.78 (a)(2)(iii))

In this case the claim was timely made because it was made upon filing of the application. Further, the claim was made in the proper manner by disclosing the priority information in the application data sheet and the specification was amended as referred by the rules. This application, the PCT application and the provisional application all identified Gregory J. Balint as the inventor. Therefore, the claim of priority is proper and was timely. Applicants hereby request that the record be corrected to show the priority date of June 24, 2003 claiming priority from PCT/US/20257, filed June 24, 2004 and U.S. provisional application 60/480,966 filed June 24, 2003. Further, applicants request correction of the BIB DATA SHEET and Notice of Acceptance of Application under 35 U.S.C. 371 and 37 C.F.R. 1.495 to correctly identify the priority date of June 24, 2003.

Because this error is a result of a Patent Office error, applicants assert that no fee is required for this petition. If this is incorrect, please deduct the appropriate fee from Deposit Account No. 50-1097.

Date:

Feb. 23, 2010



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